



MCDERMOTT WILL & EMERY LLP
18191 VON KARMAN AVE.
SUITE 500
IRVINE CA 92612-7108

01 OCT 2007

In re Application of
Patel et al.
Application No.: 10/522,576
PCT No.: PCT/US04/33736
Int. Filing Date: 14 October 2004
Priority Date: 14 October 2003
Attorney Docket No.: 070602-0568
For: Precision Attitude Control
System For Gimbaled Thruster

DECISION

This is in response to the "Third Request For Corrected 371(c) Date And Corrected Filing Receipt" filed on 11 July 2007.

BACKGROUND

This international application was filed on 14 October 2004, claimed an earliest priority date of 14 October 2003, and designated the United States. Consequently, the thirty month period for payment of the basic national fee in the United States expired as of midnight on 14 April 2006. On 28 January 2005, applicants filed *inter alia* the basic national fee.

On 16 November 2005, a Notice of Acceptance (Form PCT/DO/EO/903) was mailed to applicants, indicating the date of receipt of U.S.C. 371(c)(1), (2) and (4) requirements to be "04/28/2005."

DISCUSSION

Petitioner urges that

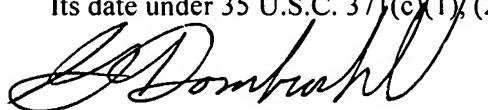
all requirements under 35 U.S.C. § 371 are believed to have been completed on January 28, 2006, not April 28, 2006. Accordingly, Applicants respectfully request a corrected Notice of Acceptance which identifies January 28, 2005, as the date of receipt of the 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) requirements, as well as a corrected Filing Receipt which reflects the correct 371(c) receipt date.

Review of the application file reveals that applicants satisfied the requirements of 35 U.S.C. 371(c)(1), (2) and (4) on 28 January 2005. Therefore, the Notice of Acceptance (Form PCT/DO/EO/903) mailed on 16 November 2005 was defective, and it is hereby **VACATED**.

CONCLUSION

The request is **GRANTED**.

This application is being returned to the National Stage Processing Branch for further processing. Its date under 35 U.S.C. 371(c)(1), (2) and (4) is **28 January 2005**.


George Dombroske
PCT Legal Examiner
Office of PCT Legal Administration
Tel: (571) 272-3283
Fax: (571) 273-0459